

JEFFERSON COUNTY CLERK OF CIRCUIT COURT 2009 ANNUAL REPORT



Carla J. Robinson

Clerk of Circuit Court/Register in Probate
320 S. Main Street
Jefferson, WI 53549

OVERVIEW

The Clerk of Circuit Court is an elected Constitutional Officer. The Clerk of Court's powers and duties are found in the Statutes at sec. 59.40 and 753.20. The Clerk of Court is the keeper of the records and budget for the Circuit Court system; maintains the law library and manages the jury system. As the appointed Register in Probate and Juvenile Clerk this office is now the keeper of the records for *all* circuit court matters.

In 2007 the Family Court Commissioner's office was merged into the Clerk of Court's office for support staff reporting and budgetary purposes. By combining offices and eliminating redundant services we were able to create efficiencies without adding additional staff.

In 2009 we again had to look at cost-saving measures due to budgetary constraints. The election of Ms. Weston to a circuit court judge left a vacant full-time court commissioner position. The county authorized filling the position with a 19 hour commissioner – Barb McCrory was hired to fill that position. In order for the judicial assignment program developed by Judge Koschnick to continue we made organizational changes once again by incorporating the Register in Probate office under the Clerk of Court and appointed Tom LaFleur, a deputy Register in Probate who happens to be an attorney, as a circuit court commissioner. As a circuit court commissioner Mr. LaFleur handles Small Claims matters and Temporary Restraining Orders.

The Clerk of Court's office is required to do a complete analysis of our jury management system each year – excerpts of that report are included for your review.

Our focus for 2010 is continuing with the archive projects. Since this is an "as time allows" project the progress is slow – but the results are rewarding. We are required to offer records to the State Historical Society that are beyond the retention periods established by Supreme Court Rules. The historical society has waived notice on some file types and we are able to just shred those files. Each file has to be reviewed to establish whether it has met the time limit for retention. Once we've fully purged outdated records, a searchable index will be created in the CCAP database. Our office currently has three different versions of indexes: large heavy books for records prior to 1979 and index cards for records from 1979 to 1992. In 1992 we began the current CCAP computerized database. In 2008 we began scanning some case types for archival purposes and continue to move forward with that procedure. Once records are saved electronically we can destroy the paper file within one year of the final disposition of the case instead of having to wait 20-75 years. We only have one scanner allotted by CCAP at this time so the ability to do scanning of old records is not possible.

FILINGS & DISPOSITIONS

CASE TYPE		2006	2007	2008	2009
CRIMINAL	Misdemeanor (CM) Filed Disposed	1097 1029	1013 1178	734 1234	802 1021
	Felony (CF) Filed Disposed	661 694	534 637	505 650	494 536
TRAFFIC	Criminal Traffic (CT) Filed Disposed	864 857	974 943	956 1106	659 745
	Forfeiture Traffic (TR) Filed Disposed	8835 8805	9101 9585	7713 8027	8036 8106
County & Municipal Ordinance &	Forfeiture (FO) Filed Disposed	974 1005	863 935	829 823	1067 1064
JUVENILE	Delinquency & JIPS* (JV) Filed Disposed <small>*Juv. in need of Protection & Svs.</small>	195 178	195 205	187 178	133 128
	CHIPS* (JC) Filed Disposed <small>*Child in need of Protection & Svs.</small>	72 66	93 86	63 66	67 52
	Juvenile Ordinance (JO) Filed Disposed	85 78	51 57	78 70	52 64
CIVIL	Small Claims (SC) Filed Disposed	1809 1148	2456 2397	2352 2389	2073 2050
	Civil (CV) Filed Disposed	764 798	920 859	1061 1247	1174 1128
	Commitment of an Inmate (CI) Filed Disposed	1 1	0 0	0 0	0 0
	Family (FA) Filed Disposed	585 367	544 497	510 568	575 627
	Paternity (PA) Filed Disposed	184 135	125 143	130 143	118 103

FILINGS

CASE TYPE		2006	2007	2008	2009
Probate	Guardianship (GN)	82	70	74	70
	Mental Commitment (ME)	104	112	114	107
	Formal Probate (PR)	62	48	57	58
	Informal Probate (IN)	92	88	100	110
	Termination of Parental Rights (TP)	31	23	26	16
	Adoption (AD)	49	28	44	31

JUDGMENT AND LIEN FILINGS

CASE TYPE		2006	2007	2008	2009
JUDGMENTS & LIENS DOCKETED	Transcript of Judgment (TJ)	118	112	97	118
	Unemployment Compensation (UC)	229	183	178	146
	Wage Claim (WC)	33	59	62	49
	Tax Warrant (TW)	207	212	219	407
	Construction Liens (CL)	63	47	59	35
	Hospital Liens (HL)	27	44	20	10
	Condominium Liens (CO)	2	2	0	11
	Foreign Judgments (FJ)	6	4	11	8

JEFFERSON COUNTY CLERK OF CIRCUIT COURT 2009 FINANCIAL INFORMATION



Note: the 2009 financial numbers do not reflect PROBATE expenditures/recoupments as the full combination of offices did not occur until into the fourth quarter.

MISCELLANEOUS FEES

PAID OVER TO COUNTY FOR 2009

MONTH	Copy, Fax & Other Clerk Fee	PASSPORT FEE	RESTITUTION Surcharge - 10%	OCCUPATIONAL FEE	PACKET FEE	SALES TAX for Packet Fee	PAY PLAN FEE
JANUARY	\$ 3,024.87	\$ 2,275.00	\$ -	\$ -	\$ 492.72	\$ 26.68	\$ 775.00
FEBRUARY	\$ 3,204.94	\$ 2,075.00	\$ 15.00	\$ -	\$ 506.69	\$ 27.63	\$ 848.13
MARCH	\$ 4,587.10	\$ 2,150.00	\$ 197.08	\$ -	\$ 549.00	\$ 30.10	\$ 790.45
APRIL	\$ 2,492.51	\$ 1,750.00	\$ -	\$ -	\$ 533.00	\$ 29.33	\$ 810.48
MAY	\$ 2,474.55	\$ 1,600.00	\$ 35.12	\$ -	\$ 491.50	\$ 27.06	\$ 818.82
JUNE	\$ 2,616.24	\$ 1,750.00	\$ 41.94	\$ -	\$ 781.94	\$ 42.77	\$ 1,026.75
JULY	\$ 3,280.42	\$ 1,650.00	\$ 62.96	\$ 40.00	\$ 536.00	\$ 29.67	\$ 912.90
AUGUST	\$ 4,247.43	\$ 1,725.00	\$ 61.11	\$ -	\$ 472.00	\$ 26.20	\$ 890.00
SEPTEMBER	\$ 2,292.33	\$ 1,075.00	\$ 437.56	\$ 40.00	\$ 620.25	\$ 34.32	\$ 791.50
OCTOBER	\$ 2,556.96	\$ -	\$ 24.08	\$ -	\$ 300.00	\$ 16.69	\$ 850.70
NOVEMBER	\$ 2,581.98	\$ -	\$ 62.00	\$ -	\$ 346.49	\$ 19.22	\$ 788.29
DECEMBER	\$ 2,969.49	\$ -	\$ 14.28	\$ -	\$ 357.25	\$ 19.82	\$ 930.00
TOTALS	\$ 36,328.82	\$ 16,050.00	\$ 951.13	\$ 80.00	\$ 5,986.84	\$ 329.49	\$ 10,233.02

MONTHLY INCOME FOR 2009

MONTH	STOP PYMNT	NSF CHARGES	2% CREDIT CARD FEE	L.G.I.P. & C/D INTEREST	CHECKING ACCT INTEREST	AMNT XFR'D FROM OTH TO CK	AMNT Requested From COUNTY
JANUARY	\$ -	\$ 35.00	\$ 15.00	\$ 139.74	\$ 229.41	\$ 179.41	
FEBRUARY	\$ -	\$ 20.00	\$ 38.39	\$ 106.11	\$ 97.89	\$ 39.50	
MARCH	\$ -	\$ 30.00	\$ 22.53	\$ 99.41	\$ 73.85	\$ 21.32	
APRIL	\$ -	\$ 30.00	\$ 50.75	\$ 87.73	\$ 47.21	-	\$ 33.54
MAY	\$ -	\$ 25.00	\$ 15.00	\$ 64.50	\$ 26.47	-	\$ 13.53
JUNE	\$ -	\$ 20.00	\$ 18.00	\$ 51.05	\$ 46.60	-	\$ 8.60
JULY	\$ -	\$ 25.00	\$ 76.46	\$ 46.56	\$ 56.08	-	\$ 45.38
AUGUST	\$ -	\$ 25.00	\$ 160.18	\$ 44.87	\$ 43.82	-	\$ 141.36
SEPTEMBER	\$ -	\$ 60.00	\$ 123.46	\$ 35.29	\$ 49.79	-	\$ 133.67
OCTOBER	\$ -	\$ 10.00	\$ 62.67	\$ 36.37	\$ 35.89	-	\$ 36.78
NOVEMBER	\$ -	\$ 25.00	\$ 29.83	\$ 28.35	\$ 40.84	-	\$ 13.99
DECEMBER	\$ -	\$ 20.00	\$ 15.00	\$ 28.79	\$ 49.63	-	\$ 14.63
GRAND TOTALS	\$ -	\$325.00	\$ 627.27	\$ 768.77	\$ 797.48	\$ 240.23	\$ 441.48

Total Interest	\$	1,566.25
Total Charges	\$	<u>952.27</u>
Net Income	\$	613.98

MONTHLY PAY-OVER REPORT

FOR 2009

MONTH	COUNTY SHARE	STATE SHARE	TOTAL
JANUARY	\$ 45,945.75	\$ 140,230.23	\$ 186,175.98
FEBRUARY	\$ 65,600.91	\$ 165,004.24	\$ 230,605.15
MARCH	\$ 76,312.66	\$ 188,649.35	\$ 264,962.01
APRIL	\$ 53,931.54	\$ 151,226.86	\$ 205,158.40
MAY	\$ 53,082.63	\$ 140,089.39	\$ 193,172.02
JUNE	\$ 59,535.76	\$ 166,737.14	\$ 226,272.90
JULY	\$ 65,606.41	\$ 169,551.44	\$ 235,157.85
AUGUST	\$ 53,977.58	\$ 150,643.39	\$ 204,620.97
SEPTEMBER	\$ 57,757.76	\$ 156,173.60	\$ 213,931.36
OCTOBER	\$ 59,123.12	\$ 166,007.98	\$ 225,131.10
NOVEMBER	\$ 47,235.00	\$ 135,181.95	\$ 182,416.95
DECEMBER	\$ 58,353.23	\$ 156,732.24	\$ 215,085.47
GRAND TOTALS	\$ 696,462.35	\$ 1,886,227.81	\$ 2,582,690.16

MUNICIPAL TRAFFIC REMITTANCE
TO INDIVIDUAL MUNICIPALITIES FOR 2009

Month	Town of Ixonia	Town of Lake Mills	Town of Waterloo	Town of Watertown	City of Jefferson	City of Lake Mills	City of Waterloo	City of Watertown	City of Fort Atkinson	Village of Palmyra
JANUARY		\$ 590.00					\$ 534.20			
FEBRUARY		\$ 175.00					\$ 1,859.23			
MARCH		\$ 411.51					\$ 1,067.77			
APRIL		\$ 190.10					\$ 1,410.74			
MAY		\$ 302.71					\$ 914.69			
JUNE		\$ 280.73					\$ 1,273.27			
JULY		\$ 104.85					\$ 1,071.24			
AUGUST		\$ 242.16					\$ 1,450.44			
SEPTEMBER		\$ 302.00					\$ 928.68			
OCTOBER		\$ 393.23					\$ 1,006.47			
NOVEMBER		\$ 18.46					\$ 806.40			
DECEMBER		\$ 280.49					\$ 649.19			
GRAND TOTALS		\$3,291.24					\$ 12,972.32	\$ -		

GRAND TOTAL OF ALL FUNDS DISBURSED TO MUNICIPALITIES IN 2009

**JEFFERSON COUNTY SHERIFF'S DEPARTMENT
REVENUE FOR 2009**

MONTH	50% of STATE FINES	10% of OTHER STATE FINES	COUNTY FINE/FORTEITURE	MONTHLY TOTALS
JANUARY	\$ 13,122.18	\$ 580.46	\$ 10,027.96	\$ 23,730.60
FEBRUARY	\$ 17,314.58	\$ 685.68	\$ 20,611.08	\$ 38,611.34
MARCH	\$ 20,684.15	\$ 645.78	\$ 22,675.85	\$ 44,005.78
APRIL	\$ 13,410.35	\$ 827.35	\$ 15,230.24	\$ 29,467.94
MAY	\$ 13,923.80	\$ 688.15	\$ 16,855.96	\$ 31,467.91
JUNE	\$ 14,861.54	\$ 1,205.03	\$ 17,600.94	\$ 33,667.51
JULY	\$ 14,564.39	\$ 803.14	\$ 24,182.74	\$ 39,550.27
AUGUST	\$ 12,642.18	\$ 542.73	\$ 17,752.59	\$ 30,937.50
SEPTEMBER	\$ 14,223.06	\$ 638.54	\$ 19,076.41	\$ 33,938.01
OCTOBER	\$ 12,892.31	\$ 454.05	\$ 21,686.85	\$ 35,033.21
NOVEMBER	\$ 12,233.82	\$ 675.93	\$ 14,368.96	\$ 27,278.71
DECEMBER	\$ 12,100.37	\$ 666.08	\$ 22,255.26	\$ 35,021.71
GRAND TOTALS	\$ 171,972.73	\$ 8,412.92	\$ 222,324.84	\$ 402,710.49

**NON GAL - ATTORNEY FEE PAYMENTS
PAID OVER TO COUNTY FOR 2009**

MONTH	TRAFFIC	CRIMINAL	JV CT APPT	MISC	FAMILY CT APPT	MONTHLY TOTAL
JANUARY	\$ 553.60	\$ 3,105.89	\$ 30.00	\$ -	\$ -	\$ 3,689.49
FEBRUARY	\$ 1,140.59	\$ 11,402.81	\$ -	\$ -	\$ -	\$ 12,543.40
MARCH	\$ 413.50	\$ 7,469.14	\$ -	\$ -	\$ 129.72	\$ 8,012.36
APRIL	\$ 607.10	\$ 5,201.32	\$ -	\$ -	\$ 150.00	\$ 5,958.42
MAY	\$ 1,736.85	\$ 4,773.47	\$ -	\$ -	\$ -	\$ 6,510.32
JUNE	\$ 458.15	\$ 3,921.72	\$ -	\$ -	\$ 100.00	\$ 4,479.87
JULY	\$ 1,191.74	\$ 4,028.37	\$ -	\$ -	\$ 65.00	\$ 5,285.11
AUGUST	\$ 895.02	\$ 2,228.81	\$ -	\$ -	\$ 1,609.00	\$ 4,732.83
SEPTEMBER	\$ 1,314.24	\$ 2,887.25	\$ 329.00	\$ -	\$ -	\$ 4,530.49
OCTOBER	\$ 870.52	\$ 5,275.59	\$ -	\$ -	\$ -	\$ 6,146.11
NOVEMBER	\$ 780.44	\$ 2,516.90	\$ -	\$ 156.00	\$ 285.00	\$ 3,738.34
DECEMBER	\$ 1,912.10	\$ 8,554.31	\$ -	\$ -	\$ 171.50	\$ 10,637.91
TOTALS	\$ 11,873.85	\$ 61,365.58	\$ 359.00	\$ 156.00	\$ 2,510.22	\$ 76,264.65

**FAMILY COURT COSTS
PAID OVER TO COUNTY FOR 2009**

MONTH	GAL	MEDIATION FEE	CUSTODY STUDY	PSYCH EVAL	FAMILY COUNSELING
JANUARY	\$ 6,437.76	\$ 1,050.00	\$ 594.53	\$ 14.64	\$ 575.00
FEBRUARY	\$ 23,372.33	\$ 450.00	\$ 803.18	\$ 46.51	\$ 595.00
MARCH	\$ 18,774.26	\$ 600.00	\$ 502.02	\$ 248.19	\$ 569.41
APRIL	\$ 10,771.97	\$ 600.00	\$ 1,787.59	\$ 176.13	\$ 620.00
MAY	\$ 12,801.85	\$ 1,600.00	\$ 214.53	\$ 176.02	\$ 749.34
JUNE	\$ 12,700.00	\$ 1,650.00	\$ 518.48	\$ 99.81	\$ 770.00
JULY	\$ 6,942.19	\$ 1,050.00	\$ 440.34	\$ 195.31	\$ 700.00
AUGUST	\$ 8,708.31	\$ 450.00	\$ 662.50	\$ 189.44	\$ 660.00
SEPTEMBER	\$ 4,895.89	\$ 1,650.00	\$ 721.67	\$ 362.92	\$ 665.83
OCTOBER	\$ 5,396.63	\$ 1,050.00	\$ 216.27	\$ 307.12	\$ 722.76
NOVEMBER	\$ 5,547.31	\$ 300.00	\$ 16.06	\$ 170.74	\$ 635.00
DECEMBER	\$ 5,188.62	\$ 1,050.00	\$ 741.79	\$ 580.57	\$ 785.52
TOTALS	\$ 121,537.12	\$ 11,500.00	\$ 7,218.96	\$ 2,567.40	\$ 8,047.86

**JEFFERSON COUNTY CIRCUIT COURT FEES
FOR 2009**

MONTH	COUNTY SHARE	STATE SHARE	CCAP	TOTAL
JANUARY	\$ 11,875.81	\$ 10,227.26	\$ 7,464.40	\$ 29,567.47
FEBRUARY	\$ 12,451.87	\$ 12,859.40	\$ 6,988.74	\$ 32,300.01
MARCH	\$ 14,282.84	\$ 14,224.50	\$ 8,487.07	\$ 36,994.41
APRIL	\$ 11,647.37	\$ 11,741.57	\$ 6,663.95	\$ 30,052.89
MAY	\$ 10,774.82	\$ 11,378.81	\$ 5,912.83	\$ 28,066.46
JUNE	\$ 12,638.09	\$ 12,938.13	\$ 7,004.86	\$ 32,581.08
JULY	\$ 12,653.55	\$ 13,633.03	\$ 7,050.37	\$ 33,336.95
AUGUST	\$ 11,393.95	\$ 11,693.59	\$ 6,640.52	\$ 29,728.06
SEPTEMBER	\$ 11,928.62	\$ 11,683.61	\$ 7,110.04	\$ 30,722.27
OCTOBER	\$ 12,137.52	\$ 12,853.13	\$ 7,075.39	\$ 32,066.04
NOVEMBER	\$ 10,280.02	\$ 9,903.46	\$ 6,044.79	\$ 26,228.27
DECEMBER	\$ 11,594.57	\$ 11,365.56	\$ 6,950.63	\$ 29,910.76
GRAND TOTALS	\$ 143,659.03	\$ 144,502.05	\$ 83,393.59	\$ 371,554.67

**JUVENILE LEGAL FEES COLLECTED &
PAID OVER TO COUNTY / STATE FOR 2009**

MONTH	TOTAL	COUNTY	STATE
JANUARY	\$ 175.00	\$ 43.75	\$ 131.25
FEBRUARY	\$ 307.75	\$ 76.94	\$ 230.81
MARCH	\$ 708.50	\$ 177.12	\$ 531.38
APRIL	\$ 610.00	\$ 152.50	\$ 457.50
MAY	\$ 270.94	\$ 67.73	\$ 203.21
JUNE	\$ 350.75	\$ 87.69	\$ 263.06
JULY	\$ 666.55	\$ 166.64	\$ 499.91
AUGUST	\$ 760.00	\$ 190.00	\$ 570.00
SEPTEMBER	\$ 280.00	\$ 70.00	\$ 210.00
OCTOBER	\$ 255.00	\$ 63.75	\$ 191.25
NOVEMBER	\$ 680.00	\$ 170.00	\$ 510.00
DECEMBER	\$ 240.00	\$ 60.00	\$ 180.00
GRAND TOTALS	\$ 5,304.49	\$ 1,326.12	\$ 3,978.37

2009 TOTAL RECEIPTS

MONTH	RECEIPTS
January	\$381,099.77
February	\$669,633.07
March	\$378,821.64
April	\$254,274.72
May	\$250,203.80
June	\$327,447.92
July	\$273,754.84
August	\$308,325.76
September	\$272,626.48
October	\$252,329.39
November	\$208,797.85
December	\$331,375.86
GRAND TOTAL	\$3,908,691.10

JEFFERSON COUNTY 2009 ANNUAL JURY REPORT



Carla J. Robinson
Clerk of Circuit Court
Register in Probate
Jefferson County, Wisconsin

I am pleased to present the 2009 Jefferson County Jury Report. I am committed to accuracy and efficiencies within the Court system.

By using the CCAP Jury Management System, essential and effective jury-related data is collected and maintained. The basic information from each questionnaire and each jury trial is entered and thereafter available for compiling statistical reports. Accuracy is the key to meaningful data. Please contact me if you have any questions or comments.

A special thank you to Diane Scheel my lead clerk in charge of jury management. Ms. Scheel handles the day to day management of the jury system, compiles the statistics and prepares this report on my behalf. Ms. Scheel and I continually look for ways to tweak the system for efficiencies and budget savings.

Respectfully submitted by:

Carla J. Robinson
Clerk of Circuit Court/
Register in Probate

2009 Jury Accomplishments

In an effort to continually improve and create efficiencies within the system along with the jury experience for Jefferson County citizens, the following is an evaluation of implementation and level of completion of the goals set for the 2009 jury year:

GOAL: Reduce yearly pool number requested from the Department of Transportation to improve statistics and better utilize the jurors that are summoned.

✓ Accomplished.

GOAL: Improve understanding and utilize the Jury system program for proper entry of ALL reason codes.

✓ Accomplished. This improved the accuracy of the computer reports.

GOAL: Continue improvement of Annual Jury Report to keep Jefferson County in compliance with SCR 73.01.

✓ Accomplished. This is an ongoing process.

GOAL: Revise present jury management team to include Jury Judge and 1 or 2 attorneys who have been involved in the jury selection process within the last 6 months.

- Incomplete. Deferred to 2010 Jury Year due to lack of time and manpower. The Present Team consists of the Clerk of Court; Carla Robinson, Presiding Judge; Judge Randy R. Koschnick, Jury Clerk; Diane Scheel, Deputy Clerk; Tina Hotter and our District Court Administrator, Michael Neimon.

GOAL: To revise present summons.

✓ Accomplished. Carla developed a bullet-point letter that we hope will help the jurors better understand the information in their summons and obligation to civic duty.

GOAL: Implement the Juror Check-in process via the internet.

✓ Accomplished. Now jurors are able to obtain their jury instructions by internet as well as by telephone. I have found the internet access to be a very popular option among jurors.

It should be noted that our office did not send out any juror evaluation surveys in 2009, to help save on postage and cost of envelopes, due to budget restrictions.

2010 JURY GOALS

- Continue improvement of Annual Jury Report to keep Jefferson County in compliance with SCR 73.01.
- Revise jury management team to include Jury Judge and 1 or 2 attorneys who have been involved in the jury selection process within the last 6 months to get more diversity and a fresh view point in analyzing our jury system and specifically addressing our “No Show” issues. Also, implement regular meeting dates with agendas.
- Continue to look into the feasibility of implementing a Juror Orientation Day in the week before the panel starts. This would cut down on our present number of “no shows” and we would be able to educate our jurors on courtroom procedures so they are more comfortable and confident with their juror duties. It is our belief that this would also reduce the number of jurors summoned for any particular trial, thereby reducing the overall expense.

SUMMARY BY BRANCH 2009

As of January, 2007, Judge Koschnick implemented the specialty court system that rotates specific type cases every 2 years between the 4 branches. At the beginning of 2009, the first rotation took place.

Branch 1	All odd-numbered Criminal & Traffic cases
Branch 2	All even-numbered Criminal & Traffic cases
Branch 3	Family & Large Claims - Civil cases types
Branch 4	Juvenile, Probate, Temporary Restraining Order and General case types

CIRCUIT COURT BRANCH 1 - JUDGE ULLSVIK / WESTON			
Trial Start Date	Case Number	Case Name	Length of Trial
3-12-2009	2008CF000481	State vs Paul J. Edington III	2 days
4-02-2009	2008CF000491	State vs Paul J. Edington III	1 day
4-30-2009	2008CT000913	State vs Francisco Torres Suarez	2 days
5-21-2009	2008CF000431	State vs Kraig K. Hoepner	1 day
6-11-2009	2009CF000085	State vs Alejandro Alvarez Mondragon	1 day
6-25-2009	2008CT000669	State vs Isaac D. Dornfeld	1 day
9-08-2009	2009CM000481	State vs Kory R. Forrest	1 day
10-13-2009	2009CT000013	State vs Matthew J. Piekarski	1 day
10-26-2009	2008CF000487	State vs Glen J. Frahm	2 days
11-16-2009	2009CM000387	State vs Peter J. Suhma	1 day
11-23-2009	2009CF000027	State vs Gary Alvarado	2 days

Note: Branch 1 is assigned all odd-numbered Criminal & Traffic cases. These case types typically see a higher demand for jury trials, especially if the criminal case holds a felony charge. Due to Judge Ullsvik's retirement at the end of August, 2009, all trials in September through December were held in front of Judge Weston.

CIRCUIT COURT BRANCH 2 - JUDGE HUE			
Trial Start Date	Case Number	Case Name	Length of Trial
2-12-2009	2008TR007062	Jeff. Co. vs Dell W. Horan	1 day
3-23-2009	2009CT000016	State vs Jeffrey R. Vos	1 day
4-20-2009	2009CM000022	State vs Gary A. Knoff	1 day
4-22-2009	2009TR000511	Jeff. Co. vs Brandt P. Grob	1 day
5-18-2009	2009CM000106	State vs Nicholas J. Korn	1 day
7-09-2009	2009JC000006	In the interest of: B.N.Y.	2 days
7-20-2009	2009TR002849	Jeff. Co. vs Kyle J Pearson	1 day
8-10-2009	2009CM000134	State vs Donald R. Parrish	1 day
8-31-2009	2009CM000298	State vs Andrew J. Bolin	1 day
9-10-2009	2009CM000376	State vs Corydon J. McIntyre	1 day
9-14-2009	2009CM000446	State vs Daniel G. Braun	1 day
10-19-2009	2009CF000298	State vs Michael G.J. Swofford	1 day
11-9-2009	2009TR004307	State vs LaVerne J. Rosman	1 day

Note: Branch 2 is assigned all even-numbered Criminal & Traffic cases. Here you see a similar pattern as in Branch 1 which is typical.

CIRCUIT COURT BRANCH 3 - JUDGE ERWIN			
Trial Start Date	Case Number	Case Name	Length of Trial
3-26-2009	2008SC001948	Andy Kernen vs Troy & Jacqueline Nutter	1 day
3-31-2009	2008TP000026	In the Interest of: J.T.R.	1 day
6-02-2009	2009TP000003	In the Interest of: J.J.D.	2 days

Note: Branch 3 is assigned civil and family type actions. However, all of Branch 3's jury trials were on the cases that were specifically assigned to Judge Erwin. Seldom do civil or family type cases go to a jury trial; they are usually settled by stipulation or by trial before the Court, without a jury. Thus, it is not surprising that Branch 3 had a very low request for jurors.

CIRCUIT COURT BRANCH 4 - JUDGE KOSCHNICK			
Trial Start Date	Case Number	Case Name	Length of Trial
		No Jury Trials in 2009 (not assigned jury type cases)	

Note: Branch 4 is assigned Juvenile, Probate, Small Claims and General case types. Jury trials in these type cases are even less frequent than civil or family type cases as in Branch 3. Due to the daily intake demands of this court assignment, any case that would require a jury would be assigned to another court.

Special note:

Jefferson County also used 47 jurors from our jury pool to supply Waukesha County 14 jurors for a 4-day jury trial on Waukesha County case# 2008CF000120, which was heard on October 19th - 22nd, 2009.

Analysis:

Please note that in general, there is a higher demand for jury trials in criminal and traffic cases than in family or civil cases. However, criminal and traffic trials are usually concluded in 1 day - unless the case holds a felony charge - whereas, family and large claim civil cases are longer trial periods, taking multiple days.

FAMILY COURT



The Jefferson County Family Court Commissioner's office is a sub-unit of the Clerk of Court's Office. This merger was implemented in 2007 and completed in 2008. Prior to the 2008 Annual report the Family Court Commissioner's office prepared a separate annual report. That report is now condensed (where it may be redundant data) and incorporated herein.

The Family Court Commissioner's Office is comprised of 1.5 Court Commissioners and 2 Family Court Services staff. As a result of the merger with the Clerk of Court's office, the 1.3 support staff – although assigned to the FCC – are allocated in the Clerk of Court's staffing/management structure.

Overview of Family Court

The Commissioners:

The Office of the Family Court commissioner (FCC) exists under Chapters 757 and 767 of the Wisconsin Statutes. Family Court Commissioners are "circuit court commissioners" appointed by the Chief Judge of the judicial district, upon nomination by the presiding judge of the circuit court. Circuit Court Commissioners may be assigned to a variety of jurisdictional functions under sec. 767.69. Jefferson County has one full time and one part time commissioner for family court. Under sec. 767.68(2m), Wis. Stats., the full time commissioner is assigned primarily to family court duty and to supervise the Office of Family Court Commissioner and Family Court Services.

The primary FCC duties are presiding at temporary orders hearings and other pre-trial and some post-judgment proceedings in divorce, paternity and other actions under Chapter 767. The purpose of temporary orders hearings is to provide orders during the early stages of the case on such matters as child custody and support, spousal support, use of the residence and other property, payment of debts, etc.

The FCC makes pre-trial orders designed to narrow disputes and encourage early settlement, and to prepare contested cases for trial before the circuit judge. The FCC also reviews and acts on petitions for domestic abuse and harassment temporary restraining orders. In addition, the FCC has a role in revision and enforcement of support and custody orders. Most support revisions are heard by the FCC. In child custody revisions, the FCC holds the first hearing, making both procedural orders and, if appropriate, temporary changes in physical or legal custody. The preliminary work in post-judgment matters limits unproductive demands on court resources by improper or inadequately presented claims, and permits prompt court action when merited. Substantial modifications of custody are generally certified for trial to the assigned judge.

The FCC office has one legal secretary assigned to assist both commissioners.

Statistical Data

New Case Filings:

Year	Divorce	Legal Sep	Paternity	Support & Maintenance	UIFSA	Other	Total
2003	309	10	127	143	23	2	614
2004	347	14	142	169	31	4	707
2005	318	18	131	178	14	1	660
2006	365	14	126	171	28	7	711
2007	339	16	124	161	16	12	668
2008	337	13	126	143	17	4	640
2009	334	22	111	192	19	6	684

Case Processing Data:

Median age of a case at disposition means the length of time from start of the case until entry of final orders concluding the case based on all cases of that type disposed in that year.

Median Age of Divorce Cases at Disposition

2003	2004	2005	2006	2007	2008	2009
212	208	204	207	204	219	214

Another measure of family court case processing is a performance standard adopted by the Judicial District Chief Judges. The performance standard calls for completion of a certain percentage of the cases in that category within a certain time. For divorce cases, the standard is completion of 90% of the cases within 360 days. We continue to remain short of that standard.

Performance Standard Data

	Time Standard	Performance Standard	2003	2004	2005	2006	2007	2008	2009
Divorce	360	90%	83%	78%	82%	82%	80%	74%	82%
Paternity	180	90%	55%	58%	60%	61%	69%	94%	100%
Other Family	360	90%	99%	100%	100%	99%	98%	100%	

FCC General Calendar and Child Support Hearings:

The Family Court Commissioner holds hearings for temporary orders, pre-trial orders and revisions of custody and/or support on the FCC general calendar. The majority of Child Support Agency (CSA) hearings are held by the FCC during "block time" on the calendar. The FCC allocates 54 hours per month for these child support hearings. The Family Court Commissioner and Clerk of Court staff who hold hearings and/or process Child Support related data have a portion of their wages off-set via federal grant monies provided through the Cooperative Agreement with the Child Support Agency.

Guardian *ad Litem* Data for Family Cases

Guardian *ad Litem*s are appointed in family cases to represent the interests of the children. Depending on the financial situation of the participants in the case, an order to reimburse for the costs of the service may or may not be ordered. The County receives a distribution from the State to cover a portion of the costs. The County must absorb the remaining costs.

	Outlays	Private Reimbursement	State Payments ¹	Total Recovery	Recovery Rate	Net County Cost
2003	114,330	48,465	52,162	100,627	88%	\$ 13,703
2004	89,495	56,065	49,491	105,556	118%	\$ (12,061)
2005	135,782	69,594	48,000	117,594	87%	\$ 18,188
2006	152,991	63,813	50,800	114,613	75%	\$ 38,378
2007	191,831	62,954	49,441	112,395	58.5%	\$ 79,436
2008	190,213	115,370	50,847	166,217	87%	\$ 23,995
2009	172,161	121,637	47,051	168,689	98%	\$3,472

¹ State payments are made from funds allocated by the legislature for distribution by court administration among the 72 circuits (counties), under a formula based on three factors: the # of judicial branches (judges) per county; the total # of family court (and certain other) actions filed in the county; and the county's recovery of court support fees (such as filing fees) payable to the State.

Family Court Services:

Family Court custody mediation and studies are provided through the office of Family Court Services (FCS), which is organizationally within the Family Court Commissioner's Office. It is staffed by two full-time professionals and a part-time support staff person. The FCS also oversees a "Divorce Education" program, aimed at reducing child custody conflict. 412 parents were ordered to attend program in 2009.

Wisconsin Statute Sec. 767.405 mandates the provision of "Family Court Services" for mediation and custody studies for county residents involved in family court actions.

Mediation Cases:

	2003	2004	2005	2006	2007	2008	2009
Mediation Orders	360	330	236	252	238	179	243
Settled w/o mediation				25	44	15	25
Failed to attend				86	69	58	24
Found inappropriate for mediation				20	8	7	6
Order vacated (mediation ordered – then waived)				4	6	4	2
Information and screening appointments				233	291	128	351
Cases opened (for substantive mediation)	212	201	88	78	88	85	82
Agreements reached	163	121	53	59	59	52	64
Agreement rate (agreements reached/cases opened)	77%	60%	60%	76%	67%	62%	78%

Custody Study Cases:

	2003	2004	2005	2006	2007	2008	2009
Study Orders	63	97	71	51	54	38	53
Vacated	11	22	26	3	7	7	10
Previous year cases completed this year	n/a	n/a	n/a	23	24	15	15
This year cases completed this year	n/a	n/a	n/a	21	24	19	18
Total cases completed	52	50	36	44	48	34	33